



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 10-017

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated September 2008.]

2. Form, Style and Placement in Administrative Code

a. The treatment of many sections in the introductory clause does not match the treatment in the proposed rule. For example, SECTION 2 amends s. DWD 128.01 (3) (b), but the introductory clause lists s. DWD 128.01 (3) (b) as being renumbered and created. The treatments in the introductory clause and the proposed rule should be consistent. [s. 1.02 (1), Manual.]

b. The SECTIONS should be arranged in the numerical order of the rule section. [s. 1.04 (1), Manual.]

c. In SECTION 1, the text following the treatment clause should be removed. When a provision is repealed, the stricken-through language of the provision need not follow the treatment clause. [s. 1.04, Manual.]

a. In SECTION 2, “to ~~perform~~ engage in some substantial gainful employment in” should replace “to engage in some substantial gainful employment in ~~perform~~.” [s. 1.06 (1), Manual.] The word “to” in this provision should not be underlined; it is present in the current rule.

4. Adequacy of References to Related Statutes, Rules and Forms

a. In the statutory authority and statutes interpreted sections, “Section” should replace “Sections.” [s. 1.07, Manual.]

b. In the plain language analysis, “Section DWD 100.02 (61)” should replace “DWD §100.02 (61)” in the first paragraph. In the second paragraph, “s. DWD 128.01 (3) (d)” should replace “section 128.01 (3) (d).” In the sixth paragraph, “s.” should be inserted before “DWD 128.01 (7).” In the seventh paragraph, “Section 108.04 (7) (c), Stats.” should replace “sec. 108.04 (7) (c), Stats.” on the second line; “s. DWD 128.01 (4) (a) 2.” should replace “s. DWD 128.04 (1) (a) 2.”; and “s. 108.04 (7) (c), Stats.” should replace “sec. 108.04 (7) (c), Stats.” on the last line. In the eighth paragraph, “ch.” should be inserted before “DWD 128.” [s. 1.07, Manual.]

5. Clarity, Grammar, Punctuation and Use of Plain Language

In the rule summary, “wisconsin” is spelled incorrectly in the email address for Tracey Schwalbe.